

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

January 9, 1958
10:00 A.M.

Council Chamber, City Hall

The meeting was called to order with Mayor Miller presiding.

Roll call:

Present: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Absent: None

Present also: W. Terrell Blodgett, Assistant City Manager; Doren R. Eskew, City Attorney; Reuben Rountree, Jr., Director of Public Works.

Invocation was delivered by REV. EDWARD D. ROBERTSON, Wilshire Presbyterian Church, 1507 Wilshire.

Councilman White moved that the Minutes of the Meeting of January 2, 1958, be approved. The motion, seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Noes: None

The Council had under consideration the granting of a building permit at 3907 Reyna Street, which location was outside of the proposed 200' right-of-way of the South Belt Loop, but within the 600'. After it was determined this location would not fall within the desired right-of-way Councilman Pearson moved that the permit be granted. The motion, seconded by Councilman Palmer, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Noes: None

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That W. T. Williams, Jr., City Manager, be and he is hereby authorized on behalf of the City of Austin to execute a License Agreement for a sewer

easement crossing on Missouri Pacific Railroad tracts at approximately the point where a Westerly extension of Cumberland Road would intersect with the Missouri Pacific Railroad tracts, with the Missouri Pacific Railroad Company, in accordance with the terms and conditions of such license agreement contract exhibited to the City Council.

The motion, seconded by Councilman Palmer, carried by the following vote:
 Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
 Noes: None

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That W. T. Williams, Jr., City Manager, be and he is hereby authorized on behalf of the City of Austin to execute a License Agreement for a sewer easement crossing on Missouri Pacific Railroad tracts at approximately 1400 feet North of Banister Lane railroad crossing, with the Missouri Pacific Railroad Company, in accordance with the terms and conditions of such license agreement contract exhibited to the City Council.

The motion, seconded by Councilman Palmer, carried by the following vote:
 Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
 Noes: None

Action on sale of tax title property for adjudged value of \$300.00 to WILLIE K. DILL was postponed until next week.

The Council had before it the following:

"Sealed Bids opened 2:00 P.M. Jan. 6, 1958
 Tabulated by: O. G. Brush, Purchasing Agent

"CITY OF AUSTIN BIDS ON AUTOMOBILES

BID NO.	DESCRIPTION	DEPARTMENT	QUAN.	SIMMONS MOTOR CO.	CAPITOL CHEVROLET COMPANY	ARMSTRONG- JOHNSON MOTOR CO.	C.B. SMITH MOTOR CO.
6833	4 Door Sedan 8 cyl. per Specs.	Electric Distribution	1	\$1698.00	\$1549.14	\$1594.00	\$1700.44
	Recommend low bidder, Capitol Chevrolet						
6834	4 Door Sedan 8 cyl. per Specs.	Filter Plant	1	*\$1599.00	*\$1484.14	*\$1534.00	*\$1545.44
	Recommend low bidder, Capitol Chevrolet						
6835	4 Door Sedan 8 cyl. per Specs.	Fire Pre- vention	1	*\$1619.00	*\$1509.14	*\$1509.00	*\$1625.44
	Recommend low bidder, Armstrong-Johnson						

6836 4 Door Sedan 8 cyl. Const. 1 \$1698.19 \$1559.14 \$1594.00 \$1675.44
per Specs. Engineering

Recommend low bidder, Capitol Chevrolet

6838 Business Coupe 8 Electric 4 *\$6196.76 *\$5728.32*\$5672.00*\$6045.76
cyl. per Specs Distribution

Recommend low bidder, Armstrong-Johnson

6839 Station Wagon 6 Street & 1 *\$1949.00 *\$1769.94*\$1814.00*\$1970.10
cyl. per Specs. Bridge

Recommend low bidder, Capitol Chevrolet

Manufacturer Plymouth Chevrolet Ford Plymouth

* These totals include trade-ins.

"Recommend low bidder each bid be
awarded order as noted above

W.T. Williams, Jr. City Manager"

Discussion of bids received for nine vehicles for various departments was held, with particular reference to uses of eight cylinder and six cylinder cars. Councilman Pearson then offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on January 6, 1958, for the purchase of nine (9) automobiles for the use by various departments of the City of Austin; and,

WHEREAS, the bids of Capitol Chevrolet Company in the sum of \$1,549.14 for one 4-door Sedan; in the sum of \$1,484.14 and trade-in for one 4-door Sedan; in the sum of \$1,559.14 for one 4-door Sedan and in the sum of \$1,769.94 and trade-in for one Station Wagon, were the lowest and best bids therefor; and,

WHEREAS, the bid of Armstrong-Johnson Motor Company in the sum of \$5,672.00 and trade-ins for four Business Coupes, was the lowest and best bid therefor; and,

WHEREAS, the acceptance of such bids has been recommended by the Purchasing Agent of the City of Austin, and by the City Manager; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the bids of Capitol Chevrolet Company in the sum of \$1,549.14 for one 4-door Sedan; in the sum of \$1,484.14 and trade-in for one 4-door Sedan; in the sum of \$1,559.14 for one 4-door Sedan, and in the sum of \$1,769.94 and trade-in for one Station Wagon; and the bid of Armstrong-Johnson Motor Company in the sum of \$5,672.00 and trade-ins for four Business Coupes, be and the same are hereby accepted, and W. T. Williams, Jr., City Manager of the City of Austin is

hereby authorized and directed to execute contracts on behalf of the City of Austin with Capitol Chevrolet Company and Armstrong-Johnson Motor Company.

The motion, seconded by Councilman White, carried by the following vote:
 Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
 Noes: None

Action on 1 4-Door Sedan, 8 cyl. for Fire Prevention was postponed until later.

In connection with the purchase of the above listed cars, Councilmen Long and Pearson asked that a report on maintenance costs be furnished on the 6 and 8 cylinder cars as of now; and that also in the future before bids are submitted, a report be furnished.

The Council took no action on the requests for permission to alter shore lines on Lake Austin, as it wanted to make a personal inspection of the area, and wanted to get as many requests in as possible so that inspections could be made the same day. The requests before the Council at this time are as follows:

- a. MARION FOWLER - excavation and levelling property on Lake Austin near Connor's Branch, and construction of boat docks.
- b. A. A. MACULUSO- altering shore line, and construction of a 6'x28' boat dock.
- c. BEN F. MEWIS - alteration of shore line by extending concrete block wall about 22".
- d. CHARLES LOWE - alteration of shore line by fill.
- e. DR. GEO. F. BOHUSLAV - alteration of shore line.
- f. GLENN W. KENNEDY - Boat dock on south line of Windsor Road, Lots 8a & 9a, Lakeland Park Addition.
- g. FRED EBY, JR. - Boat dock.

Pursuant to published notice thereof, the Council publicly heard the following zoning applications:

LOMIS SLAUGHTER	910-12 East 32nd St. rear 3221-23 Red River rear	From "C" Commercial To "C-1" Commercial NOT Recommended by the Planning Commission
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Mr. Slaughter represented himself. Opposition was expressed by ST. DAVIDS HOSPITAL through Hulan Black, Ed Craven, Robert B. Lloyd, and Ronald

Byrum; by DR. and MRS. GEORGE FANCHER, 912 East 32nd Street; BEN NEUMAN; W. R. BODINE for Robert E. Lee P.T.A.; VANCE FOX; RAY HURD; DR. JOE PARISH; GORDON GRIFFIN and others. The Mayor asked those who wished to grant the change to "C-1" Commercial to vote "aye"; those opposed to vote "no". Roll call showed the following vote:

Ayes: Councilman Palmer
 Noes: Councilmen Long, Pearson, White, Mayor Miller

The Mayor announced that the change had been DENIED.

L. W. GIDDENS	4400-4402 Avenue A	From "B" Residence To "C" Commercial RECOMMENDED by the Planning Commission
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No opposition if there was to be a Post Office there--opposition was expressed if something else were to be there. Letter on file to apply for "B" zoning if the Post Office does not go there. There was a request for street paving. The Mayor asked those who wished to grant the change to "C" Commercial to vote "aye"; those opposed to vote "no". Roll call showed the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
 Noes: None

The Mayor announced that the change had been granted to "C" Commercial and the City Attorney was instructed to draw the necessary ordinance.

OLIVET BAPTIST CHURCH, John W. Whitley, Trustee	1159-1161 San Bernard Street	From "A" Residence To "LR" Local Retail RECOMMENDED by the Planning Commission
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The Mayor asked those who wished to grant the change to "LR" Local Retail to vote "aye"; those opposed to vote "no". Roll call showed the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
 Noes: None

The Mayor announced that the change had been granted to "LR" Local Retail and the City Attorney was instructed to draw the necessary ordinance.

E. J. BALLERSTEDT	8505-8507 Burnet Road	From "A" Residence 1st Height and Area To "C" Commercial 6th Height and Area RECOMMENDED
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The Mayor asked those who wished to grant the change to "C" Commercial

6th Height and Area to vote "aye"; those opposed to vote "no". Roll call showed the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Noes: None

The Mayor announced that the change had been granted to "C" Commercial 6th Height and Area and the City Attorney was instructed to draw the necessary ordinance.

FRANK REEDER	8301-15 Burnet Road	From "A" Residence
	2306-14 Ohlen Road	To "C" Commercial
	2307-15 Doris Drive	RECOMMENDED by the Planning Commission

The Mayor asked those who wished to grant the change to "C" Commercial to vote "aye"; those opposed to vote "no". Roll call showed the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Noes: None

The Mayor announced that the change had been granted to "C" Commercial and the City Attorney was instructed to draw the necessary ordinance.

The City Attorney stated he had mentioned the right-of-way problem with JEFF THOMPSON, JR.; and at that time inquiry had been made about the property of JEFF THOMPSON, SR. He reported the same arrangement had been made with him. The Mayor stated that was acceptable.

MR. EDDIE SIMMONS appeared and asked consideration of his bid for 25 Plymouths as he was the low bidder and had met the specifications. Records on the operation experience of the twenty-six 1957 models had been made available, and Assistant Chief Miles had orally recommended that the award be given to the next low bidder on basis of operation and on the small differences in bids. It was stated that after the bids had been opened, the low bidder had offered to add a torque flight transmission to the cars. Lengthy discussion was held on the whole matter. The Mayor called in the other bidders to go into the matter again. Present were MR. C. B. SMITH, JR., representing Plymouth; MR. BOB ARMSTRONG, representing Ford; MR. CHAS. NASH, representing Chevrolet; and MR. SIMMONS. MAYOR MILLER gave a summary of the developments, and Mr. Simmons went over his bid. MR. BOB MILES went over his recommendation and also listed sources of comparisons of 1957 police cars. When asked if the bidders thought it was all right that Mr. Simmons added the torqueflight afterwards, and should be awarded the bid, Mr. Armstrong stated he would leave the matter entirely to the Council; and if it wanted to call for new bids, he would be glad to rebid; Mr. Nash stated the bids should be thrown out and new bids called for; Mr. C.B. Smith, Jr., answered that the bid should be accepted as it stood and that the low bidder should be awarded the contract; Mr. Simmons did not want to withdraw his bid. Councilman Pearson stated Simmons was the low bidder, and had met the

specifications; and had gone on and overcome the objections to the car in addition. Councilman Long stated Mr. Simmons was low bidder, and that certain objections had been raised, and the things he added did not put the other bidders at a disadvantage, because it would cost Simmons money in the long run. Assistant Chief Miles requested that bids be rejected and that he be permitted to draw up specifications which would meet the minimum requirements and which would not exclude Ford, Chevrolet or Plymouth. After more discussion, Councilman White moved that due to the circumstances that had arisen and the recommendation from Assistant Chief Miles, that the Council ask for new bids on all of these new police cars. The motion, seconded by Councilman Palmer, carried by the following vote:

Ayes: Councilmen Palmer, White, Mayor Miller
Noes: Councilmen Long, Pearson

Councilman White stated he thought it was in the best interests of the City and everybody concerned to call for new bids. Councilman Long stated she thought the spirit of fair play was being violated; and that in the future when somebody got a low bid and wanted to make it better and improve it and add something, it would be considered wrong, and she did not think it was. Mr. Simmons stated he had been abused.

Discussion of bids received on the Fork Lift Truck was held. Councilman Pearson suggested that these bids should be rejected and specifications written so that other firms could meet them. No action was taken.

The Mayor submitted a petition by the firemen stating: "We the following members of the Austin Firemens Relief & Retirement Fund hereby agree to contribute 2 1/4% more into our Pension Fund. Provided further that if a majority of the members agree to pay into the retirement fund the 2 1/4% more that the Pension Board then raise the pension to \$125.00 per month. Both the Pension and the deduction of 2 1/4% become effective February the 15th, 1958. This a vote by petition." The petition was referred to the City Attorney for study and recommendation.

The Mayor announced that the Defense Office had written to Judge Tom Johnson and to him announcing they were awarding the County and City \$10,000 to make certain determinations on exit routes. The Mayor announced a meeting with Judge Johnson and the Commissioners on Monday at 3:00 P.M.

The Director of Public Works submitted a request from MR. CLIFF GREEN, Texas Aeronautical Administration, for permission to have a parachute jumper, who is making some lectures here, make a jump over the Municipal Airport next Tuesday. The Council informally agreed to grant the permission if all clearances were made with the C.A.A.

The Director of Public Works stated he had had another request for space at the Airport Terminal for rent-a-car service, by the Grey Car Rental, which is a subsidiary of Greyhound. The request was if the space was not available at the Terminal, he would like to have space in the Ragsdale building, and

have his name listed at the Terminal. The Council indicated that the requests be considered when the new terminal building is ready.

The Director of Public Works reported on a meeting with Mrs. Warden in Walnut Hills and a committee from Pecan School regarding opening Walnut Hills from Manor Road south to Rogge Lane. It was not his recommendation to pave the road as it was out of the City Limits, although he had discussed the matter with the County Commissioner to see if he would do the work, and the city pay for the portion of the road which is in the city.

The Director of Public Works made a report on contact with Commissioner N. L. Gault regarding the Northeast Thoroughfare, in that Mr. Gault and the County Engineer were going to ride over the route and get an estimate of all the drainage costs, and other costs.

There being no further business, the Council adjourned at 5:30 P.M., subject to the call of the Mayor.

APPROVED

Tom Miller
Mayor

ATTEST:

Elin Hoosley
City Clerk